

Law Offices of  
**James E. Eakin**  
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MENLO PARK, CALIFORNIA 94025  
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DATE: SEPTEMBER 6, 2006

NO. OF PAGES 7

TO: USPTO

FAX NO. 571-273-8300

COMPANY:

PHONE NO.

CONFIRM:

CONFIRMED BY:

FROM: JAMES E. EAKIN

PHONE NO.: 650-326-4350

C/M: (SPECTRAGENICS, INC.)

COMMENTS:

DEAR SIR/MADAM:

PLEASE FILE THE FOLLOWING:

1. POWER OF ATTORNEY FROM ASSIGNEE AND REVOCATION OF PRIOR POWERS;

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application:

Assignee: SpectraGenics, Inc.

Serial No: 10/783,603

Filed: February 19, 2004

Title: Eye Safe Dermatologic Treatment Apparatus and Method

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**POWER OF ATTORNEY FROM ASSIGNEE  
AND REVOCATION OF PRIOR POWERS**

Mail Stop: Correspondence  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

SpectraGenics, Inc., a California corporation having a place of business at 5880 West Las Positas Blvd. Suite 52, Pleasanton, California, certifies that to the best of its knowledge and belief it is the assignee or is entitled ownership of the entire right, title, and interest in and to the above-referenced patent application by virtue of an Assignment attached hereto and represents that the undersigned is a representative authorized and empowered to sign on behalf of SpectraGenics, Inc., which hereby revokes all powers of attorney previously given and appoints

**JAMES E. EAKIN**  
**REG. No. 27,874**

Customer No. 54412

with full power of substitution and revocation, to prosecute this patent application and to transact all business in the U.S. Patent and Trademark Office connected therewith.

**Change of Correspondence Address**

**Change of Correspondence Address**

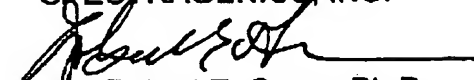
Please change the correspondence address and direct all future correspondence to the following address:

**LAW OFFICES OF JAMES E. EAKIN  
P.O. Box 1250  
Menlo Park, CA 94025  
(650) 326-4350**

Dated:

July 20, 2006

**SPECTRAGENICS INC.**

  
By: Robert E. Grove, Ph.D.

Title: President/CEO

Respectfully submitted.

Law Offices of James E. Eakin



James E. Eakin  
Reg. No. 27,874

Dated:

20 July 2006

P.O. Box 1250  
Menlo Park, CA 94025  
(650) 269-5025

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Attorney Docket No.: 2502187-991200

**ASSIGNMENT****RECEIVED**  
**CENTRAL FAX CENTER****SEP 07 2006**

WHEREAS Robert E. Grove, Mark V. Weckwerth, and Tobin C. Island made certain inventions or discoveries (or both) set forth in an Application for Letters Patent of the United States of America entitled: **EYE-SAFE DERMATOLOGIC TREATMENT APPARATUS AND METHOD**

\_\_\_\_\_ issued as U.S. Patent No. \_\_\_\_\_  
\_\_\_\_\_ filed as U.S. Serial No. \_\_\_\_\_ on \_\_\_\_\_  
X filed herewith

WHEREAS, SpectraGenics, Inc., a California corporation, having a place of business at 7083 Commerce Circle, Suite I, Pleasanton, CA 94588, and who, together with its successors and assigns is hereinafter called "Assignee", is desirous of acquiring the entire right, title and interest together with the benefits and privileges hereinafter recited;

NOW, THEREFORE, for valuable consideration furnished by Assignee to us, receipt and sufficiency of which we hereby acknowledge, effective as of the date this document is executed, hereby, without reservation;

1. Assign, transfer and convey to Assignee the entire right, title and interest together with the benefits and privileges in and to said inventions and discoveries, said Application for Letters Patent or similar forms of protection of the United States of America, and all other applications for Letters Patent on said inventions and discoveries in whatsoever countries, including all divisional, renewal, substitute, continuation and convention applications based in whole or in part upon said inventions or discoveries, or upon said application, and any and all Letters Patent, reissues and extensions of Letters Patent or similar forms of protection granted for said inventions and discoveries or upon said applications, and every priority right that is or may be predicated upon or arise from said inventions, said discoveries, said applications and said Letters Patent;

2. Authorize Assignee to file patent applications in any or all countries or groups of countries on any or all of said inventions and discoveries in our name or in the name of Assignee or otherwise as Assignee may deem advisable, under the International Convention or any other relevant convention or treaty or otherwise;

3. Authorize and request the Commissioner of Patents and Trademarks of the United States of America and the empowered officials of all other governments to issue or transfer all said Letters Patent to Assignee, as assignee of the entire right, title and interest therein, or otherwise as Assignee may direct;

4. Warrant that we have not knowingly conveyed to others any rights in said inventions, discoveries, applications or patents or any license to use the same or to make, use or sell anything embodying or utilizing any of said inventions or discoveries; and that we have good right to assign the same to Assignee without encumbrance;

Gray CarySF31098290.1  
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Attorney Docket No.: 2502187-991200

5. Bind our heirs, legal representatives and assigns, as well as ourselves, to do, upon Assignee's request and at Assignee's expense, but without additional consideration to us or them, all acts reasonable serving to assure that said inventions and discoveries, said patent applications and said Letters Patent shall be held and enjoyed by Assignee as fully and entirely as the same could have been held and enjoyed by us, our heirs, legal representatives and assigns if this assignment had not been made; and particularly to execute and deliver to Assignee all lawful application documents including petitions, specifications, and oaths, and all assignments, disclaimers, and lawful affidavits in form and substance as may be requested by Assignee; to communicate to Assignee all facts known to us relating to said inventions and discoveries or the history thereof; and to furnish Assignee with any and all documents, photographs, models, samples and other physical exhibits in our control or in the control of our heirs, legal representatives or assigns which may be useful for establishing any facts of our conceptions, disclosures, and reduction to practice of said inventions or discoveries.

6. Assignors hereby authorizes the Assistant Commissioner for Patent to record this Agreement.

IN WITNESS WHEREOF:

Dated this 19<sup>th</sup> day of February, 2004

  
Robert E. Grove

STATE OF CALIFORNIA

COUNTY OF Alameda

On FEB 19, 2004 before me, Robin L. Reynaga  
Notary Public, personally appeared Robert E. Grove,

personally known to me

or

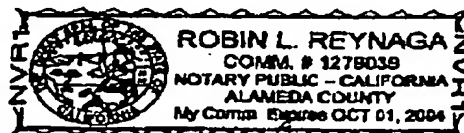
K proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

  
SIGNATURE OF NOTARY PUBLIC

(SEAL)



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2502187-991200

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Attorney Docket No.: 2502187-991200

IN WITNESS WHEREOF:

Dated this 19 day of FEB, 2004

Mark V. Weckwerth  
Mark V. Weckwerth

STATE OF CALIFORNIA

COUNTY OF ALAMEDA

} ss.

On FEB 19, 2004 before me, ROBIN L REYNAGA  
Notary Public, personally appeared Mark V. Weckwerth,

personally known to me

or

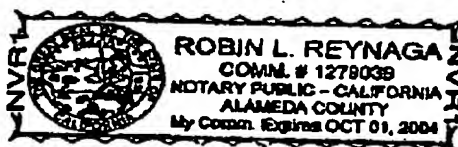
X proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

Robin L Reynaga  
SIGNATURE OF NOTARY PUBLIC

(SEAL)



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Attorney Docket No.: 2502187-991200

IN WITNESS WHEREOF:

Dated this 19 day of Feb., 2004

Tobin C. Island  
Tobin C. Island

STATE OF CALIFORNIA

COUNTY OF ALAMEDA

} ss.

On FEB 19 2004 before me, Robin L Reynaga  
Notary Public, personally appeared Tobin C. Island.

personally known to me

or

X

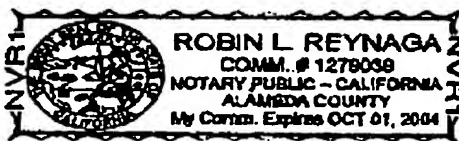
proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

Robin L Reynaga  
SIGNATURE OF NOTARY PUBLIC

(SEAL)



Only Copy/SF/3099290.1  
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